



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION III  
1650 Arch Street  
Philadelphia, Pennsylvania 19103-2029

AUG 25 2004

Ms. Patricia Walton  
Safety and Environmental Manager  
Hanson Pipe & Products, Inc.  
2900 Terminal Avenue  
Richmond, Virginia 23234

Re: Self-disclosure of possible violations of the Emergency  
Planning and Community Right-to-Know Act

Dear Ms. Walton:

The U.S. Environmental Protection Agency ("EPA") Region III received your (undated) letter in which Hanson Pipe & Products, Inc. disclosed that it had discovered possible violations of Section 313 of the Emergency Planning and Community Right-to-Know Act ("EPCRA"), 42 U.S.C. § 11023, at the following facilities:

NAME OF FACILITY	ADDRESS
Hanson Richmond	2900 Terminal Avenue Richmond, VA 23234
Hanson Hanover Pipe	12063 Washington Highway Ashland, VA 23005
Hanson Salem	2000 Salem Industrial Drive Salem, VA 24153
Hanson Roanoke	2725 Roanoke Avenue, S.W. Roanoke, VA 24015
Hanson Petersburg Block	3601 Puddledock Road Prince George, VA 23875
Hanson Manassas	7816 Bethlehem Road Manassas, VA 20109
Hanson Hanover Block	11115 Johnson Road Ashland, VA 23005
Hanson Jessup-Dorsey Run	7979 Waterloo Road Jessup, MD 20794
Hanson Chesapeake	3801 Cook Boulevard Chesapeake, VA 23323



By this letter, EPA is requesting additional information pertaining to the possible violations at each facility to help determine whether Hanson Pipe & Products, Inc.'s self-disclosure of the violations satisfies the conditions set forth in Section II.D of the *Incentives for Self-Policing: Discovery, Disclosure, Correction and Prevention of Violations* ("Self-Disclosure Policy"), 65 Fed. Reg. 19618 (April 11, 2000).


Enclosed is a questionnaire requesting additional detailed information needed by EPA to complete its evaluation of Hanson Pipe & Products, Inc.'s disclosed violations at the facility. Please send your response to this request within twenty-one (21) days to Mr. Craig E. Yussen of my staff at the following address:

Craig E. Yussen, Chemical Engineer  
U.S. Environmental Protection Agency, Region III  
Toxics Programs and Enforcement Branch (3WC33)  
1650 Arch Street  
Philadelphia, PA 19103-2029

EPA appreciates Hanson Pipe & Products, Inc.'s efforts to identify and disclose its violations to EPA. Because violations of EPCRA may result in an enforcement action, Hanson Pipe & Products, Inc. should ensure that all suspected violations have been corrected. As explained in the *Self-Disclosure Policy*, in the event EPA takes enforcement action, EPA will not seek gravity-based (i.e., non-economic benefit) penalties for violations disclosed in accordance with the conditions set forth in the *Self-Disclosure Policy*. Notwithstanding this letter, EPA reserves the right to take any action pursuant to any applicable authority.

Thank you for your attention to this request. If you have any questions regarding this matter, please call Mr. Yussen at (215) 814-2151.

Sincerely,



Aquanetta L. Dickens, Chief  
Toxics Programs and Enforcement Branch

Enclosures

cc: Elizabeth Barnes (3EC00)

## SELF-DISCLOSURE QUESTIONNAIRE

Please provide the information requested below for each potential violation of EPCRA Section 313 disclosed to the U.S. Environmental Protection Agency ("EPA") by Hanson Pipe & Products, Inc. in its (undated) letters signed by Ms. Patricia Walton, Safety and Environmental Manager, and received by EPA Region III on July 26, 2004. The letter self-discloses violations for failure to submit a toxic chemical release report for lead for reporting years 2001 and 2002 at the following facilities owned by Hanson Pipe & Products, Inc., unless otherwise noted:

NAME OF FACILITY	ADDRESS
Hanson Richmond	2900 Terminal Avenue Richmond, VA 23234
Hanson Hanover Pipe	12063 Washington Highway Ashland, VA 23005
Hanson Salem	2000 Salem Industrial Drive Salem, VA 24153
Hanson Roanoke	2725 Roanoke Avenue, S.W. Roanoke, VA 24015
Hanson Petersburg Block	3601 Puddledock Road Prince George, VA 23875
Hanson Manassas	7816 Bethlehem Road Manassas, VA 20109
Hanson Hanover Block	11115 Johson Road Ashland, VA 23005
Hanson Jessup-Dorsey Run	7979 Waterloo Road Jessup, MD 20794
*Hanson Chesapeake	3801 Cook Boulevard Chesapeake, VA 23323

\* 2001 only

Correlate each answer to the specific violation to which it applies.

### INFORMATION ON THE VIOLATION

1. Provide the number of full-time employees at each facility referenced above during calendar years 2001 and 2002.

2. Provide the total corporate gross sales during calendar year 2003.

## **INFORMATION ON HOW THE DISCLOSURE MEETS THE *SELF-DISCLOSURE* POLICY CRITERIA**

### **Condition 1--Systematic Discovery**

3. For each violation disclosed in the (undated) letters, state whether the violation was discovered by means of either: (a) an environmental audit, or (b) a compliance management system that reflects due diligence in detecting and correcting violations. Please refer to the definition of "environmental audit" and "compliance management system" provided in Section II.B of the *Self-Disclosure Policy*.
4. If Hanson Pipe & Products, Inc. discovered any violation through a "compliance management system" as defined in EPA's *Self-Disclosure Policy*, provide the following:
  - a. an explanation of how Hanson Pipe & Products, Inc.'s practices and procedures leading to the discovery of the violation constituted "compliance management system";
  - b. copies of compliance policies, standards, and procedures describing how Hanson Pipe & Products, Inc.'s employees are expected to comply with environmental requirements;
  - c. documents describing the assignment of responsibility and accountability for ensuring corporate and facility compliance with environmental policies, standards, and procedures;
  - d. a description of Hanson Pipe & Products, Inc.'s efforts to assure proper implementation of its environmental compliance policies, standards, and procedures;
  - e. a description of Hanson Pipe & Products, Inc.'s efforts to communicate environmental compliance standards and procedures to its work force;
  - f. a description of Hanson Pipe & Products, Inc.'s appropriate incentives to managers and employees to perform in accordance with the compliance policies, standards and procedures, including consistent enforcement through appropriate disciplinary mechanisms; and
  - g. a description of Hanson Pipe & Products, Inc.'s procedures, including monitoring and auditing systems, to detect, correct, and prevent the recurrence of environmental violations.
5. If any violation was discovered by means of an environmental audit, as defined in Section II.B of the *Self-Disclosure Policy*, provide the following:

- a. the date(s) on which the environmental audit or systematic procedure or practice that identified the violations was conducted.
- b. a copy of written environmental audit policies and procedures for the facility where the disclosed violations occurred, including any policies and procedures that indicate the scope of the audit, the process for examining audit findings, the protocol for communicating audit results to management, auditor conflict of interest policy, auditor education and training requirements, and follow-up measures.
- c. the frequency of environmental audits of the facility where the disclosed violations occurred, and the frequency of audits related to compliance with the law involved in this disclosure. Include the dates on which the last two environmental audits were conducted and the dates on which the last two audits that included the statute involved in this disclosure were conducted at the facility prior to the date of the disclosure.
- d. a copy of any written policy or directive applicable to the facility where the disclosed violations occurred that requires correction of environmental violations and procedures to prevent their recurrence. If no such policy or directive exists, please so state.
- e. a description of the relationship between the facility where the violations occurred and the person(s) responsible for conducting environmental audits. Explain how Hanson Pipe & Products, Inc. ensures that the auditors' tasks or inquiries were carried out in an objective and unobstructed manner. Explain how personal, financial, or other potential conflicts of interest between the individuals conducting an audit and Hanson Pipe & Products, Inc. are prevented.

6. Identify the name, title, and employer of each individual who discovered the violations.

#### **Condition 2--Voluntary Discovery**

7. Were the disclosed violations identified through an activity which Hanson Pipe & Products, Inc. was legally required, by a federal or state statute, regulation, or permit, to perform and/or report on? If so, identify the authority under which the activity was required.

#### **Condition 3--Prompt Disclosure**

8. Provide the date on which the disclosed violations were initially discovered. If any violation was discovered by an independent auditor (a person not employed by Hanson Pipe & Products, Inc.), provide the date and the manner in which Hanson Pipe & Products, Inc. was made aware of the violation. If Hanson Pipe & Products, Inc. believed additional analysis or information was needed after the initial discovery to determine whether a violation existed, state the reasons for the additional analysis.

9. Did Hanson Pipe & Products, Inc. disclose the violations within twenty-one (21) calendar days of the date of the initial discovery, or such shorter period as may be provided by law? If not, please explain, in detail, the reasons that the violations were not disclosed within 21 days of the initial discovery.

#### **Condition 4--Independent Discovery and Disclosure**

10. Has Hanson Pipe & Products, Inc. received prior notification of a citizen suit or third party legal action for the violations disclosed or a closely related violation? If so, please describe the action and provide a copy of the notice.

11. Did Hanson Pipe & Products, Inc. receive notice of a planned federal, state, or local agency inspection or investigation or receive an information request from a federal, state, or local agency prior to disclosing the violations described in Hanson Pipe & Products, Inc.'s (undated) letters.

#### **Condition 5--Correction and Remediation**

12. Explain in detail all measures by Hanson Pipe & Products, Inc. to correct and remedy the violations. Provide an estimate of the length of time it took or will take to complete these measures. If Hanson Pipe & Products, Inc. estimates that more than 60 days are needed to correct the violations, please explain fully the basis of the estimate and provide the opinion of any technical or engineering expert relied upon to arrive at that estimate.

#### **Condition 6--Prevent Recurrence**

13. Describe all measures which Hanson Pipe & Products, Inc. *agrees* to implement in order to ensure that the violations disclosed will not recur. Include any improvements made to Hanson Pipe & Products, Inc.'s auditing or due diligence procedures to prevent recurrence of the violations.

#### **Condition 7--No Repeat Violations**

14. Within the three years preceding the disclosed violations, did a federal, state, or local agency issue a notice of violation, enforcement action, or settlement thereof to the facility, for the type of violation disclosed by Hanson Pipe & Products, Inc., or a closely related violation? If so, provide a copy of each action.

15. Identify each violation of federal, state, or local environmental requirements at any Hanson Pipe & Products, Inc. facility within the five years preceding the disclosed violations.

### Condition 8—Other Violations Excluded

16. Did the disclosed violations result in any serious actual harm to human health or the environment? Provide a full explanation of your response to this question.
17. Did the disclosed violations have the potential to present any form of endangerment to public health or the environment? Provide a full explanation of your response to this question.
18. Did the disclosed violations violate the specific terms of a judicial or administrative order or consent agreement? If so, please provide a copy of the order or agreement violated.

### Certification

On the last page of your response to this Questionnaire, include the following certification for signature by the president, secretary, treasurer, or vice-president of the corporation in charge of a principal business function, or other executive with authority to perform similar policy or decision-making functions of the corporation:

I certify that I am fully authorized by Hanson Pipe & Products, Inc. to provide the above information on its behalf to the U.S. Environmental Protection Agency regarding Hanson Pipe & Products, Inc.'s self-disclosure of potential environmental violations as described in its (undated) letters. I certify under penalty of law that this response and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fines and imprisonment for knowing violations.

Signature \_\_\_\_\_  
Name \_\_\_\_\_  
Title \_\_\_\_\_

### Confidential Business Information

Hanson Pipe & Products, Inc. is entitled to assert a claim of business confidentiality covering all or any part of the information it submits, in the manner described in 40 C.F.R. § 2.203(b). Information subject to a claim of business confidentiality will be made available to the



public only in accordance with the procedures set forth in 40 C.F.R. Part 2, Subpart B. If a claim of business confidentiality is not asserted at the time the required information is submitted to EPA, EPA may make this information available to the public without further notice to you.

**This request for submission of information is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. §§ 3501 *et seq.***



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION III**

**IN THE MATTER OF:**

**Hanson Pipe & Products, Inc.  
2900 Terminal Avenue  
Richmond, VA 23234**

**Docket No. EPCRA-03-2004-0339**

**NOTICE OF DETERMINATION  
under Section 313 of the  
Emergency Planning and Community  
Right-to-Know Act (EPCRA),  
42 U.S.C. §11023**

**NOTICE OF DETERMINATION**

Pursuant to EPA's revised final policy on "Incentives for Self-Policing: Discovery, Disclosure, Correction and Prevention of Violations," 65 Fed. Reg. 19618 (April 11, 2000) ("Self-Disclosure Policy"), the United States Environmental Protection Agency - Region III ("EPA"), hereby issues this Notice of Determination ("NOD") regarding violations by Hanson Pipe & Products, Inc., ("Hanson Pipe") of Section 313 of the Emergency Planning and Community Right-to-Know Act ("EPCRA"), 42 U.S.C. §11023, and its implementing regulations at 40 C.F.R. Part 372, at the Hanson Pipe facilities located at Richmond, Virginia; Ashland, Virginia; Salem, Virginia; Roanoke, Virginia; Prince George, Virginia; Manassas, Virginia; Jessup, Maryland; and Chesapeake, Virginia ("Facilities," see Attachment 1 for a chart of the facilities). The violations which are the subject of this NOD were voluntarily disclosed to EPA by two letters (undated) which were received by EPA on or around July 26, 2004.

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REGIONAL HEARING  
EPA REGION III PHILA, PA

## **I. SELF-DISCLOSURE POLICY**

In order to encourage regulated entities to conduct voluntary compliance evaluations and to voluntarily discover, disclose and correct violations of environmental requirements, EPA promulgated the Self-Disclosure Policy. As an incentive for regulated entities to participate in the Self-Disclosure Policy's voluntary disclosure process, EPA may eliminate or substantially reduce the gravity-based component of civil penalties to be assessed for violations which are voluntarily disclosed in compliance with the conditions specified in the Self-Disclosure Policy. The conditions of the Self-Disclosure Policy are as follows:

- (1) Systematic Discovery;
- (2) Voluntary Discovery;
- (3) Prompt Disclosure;
- (4) Discovery and Disclosure Independent of Government or Third-Party Plaintiff;
- (5) Correction and Remediation;
- (6) Prevent Recurrence;
- (7) No Repeat Violations;
- (8) Other Violations Excluded; and
- (9) Cooperation.

Pursuant to the Self-Disclosure Policy, EPA may reduce gravity-based penalties up to 100%, if the disclosing entity satisfies all of the conditions described above. EPA may reduce gravity-based penalties up to 75%, if the disclosing entity satisfies conditions (2) - (9), above. However, EPA reserves the right to assess a civil penalty with regard to any economic benefit that may have been realized as a result of such violations, even in those instances when the

disclosing entity has met all the conditions of the Self-Disclosure Policy. In its enforcement discretion, EPA may waive a civil penalty with regard to the economic benefit arising from such violations if EPA determines that such economic benefit is insignificant. Penalty reductions are not available under the Self-Disclosure Policy for violations that result in serious actual harm or may present an imminent and substantial endangerment to public health or the environment, nor are such reductions available for violations of any order or consent agreement.

## **II. FINDINGS OF FACT**

Pursuant to the Self-Disclosure Policy, and based upon the information and representations provided by Hanson Pipe in its undated letters and subsequent information submitted to EPA on September 15, 2004 and October 12, 2004, EPA makes the following findings of fact and conclusions of law:

- A. Hanson Pipe has been the owner and/or operator of the facilities listed in Attachment 1.
- B. Hanson Pipe is a "person" as that term is defined by EPCRA Section 329(7), 42 U.S.C. §11049(7).
- C. Each site referenced in Attachment 1 is a "facility" as that term is defined by EPCRA Section 329(4), 42 U.S.C. §11049(4).
- D. Lead is a toxic chemical as listed in 40 C.F.R. § 372.65.
- E. By the two undated letters, Hanson Pipe disclosed to EPA, under the Self-Disclosure Policy, potential violations of EPCRA Section 313, 42 U.S.C. §11023, that may have occurred concerning its failure to submit Toxic Chemical Release Inventory ("TRI") Form R reports for the facilities for lead for the reporting years 2001 (only the Chesapeake, Virginia facility) and 2002. These letters were received by EPA on or

around July 26, 2004.

- F. Based upon EPA's review of the information submitted by Hanson Pipe, EPA has concluded that Hanson Pipe has complied with all nine (9) conditions of the Self-Disclosure Policy as follows:

1. Systematic Discovery: Hanson Pipe discovered the violations through an environmental audit conducted by Patricia Walton, Regional Safety, Health and Environmental Manager, finalized on July 8, 2004.
2. Voluntary Discovery: Hanson Pipe discovered the aforementioned violations of Section 313 of EPCRA, 42 U.S.C. §11023, on a voluntary basis and not as a result of a legally mandated monitoring or sampling requirement prescribed by statute, regulation, permit, or judicial or administrative order, or consent agreement.
3. Prompt Disclosure: Hanson Pipe's written disclosure, received by EPA on or around July 26, 2004, was made within twenty-one (21) days of Hanson Pipe's discovery of potential EPCRA violations that may have occurred at its Facilities.
4. Discovery and Disclosure Independent of Government or Third Party Plaintiff: The discovery and disclosure by Hanson Pipe of the potential violations occurred prior to the commencement or issuance of any federal, state or local inspection, investigation, information request, notice of citizen suit, complaint by a third party, report of the violation by a "whistleblower" or imminent discovery of the violation by a regulatory

agency.

5. Correction and Remediation: Hanson Pipe has submitted Form Rs for the Facilities for lead for the reporting years 2001 and 2002 within sixty (60) days after discovery of the violations.
6. Prevent Recurrence: Hanson Pipe's Regional Safety, Health and Environmental Managers are in the process of developing a written audit policy for Hanson Pipe. Currently these Managers use a checklist to ensure compliance with environmental regulations. Also, an Environmental Management System is presently being developed for implementation by Hanson Pipe. According to Hanson Pipe, this system will significantly aid in preventing recurrence of the potential violations discussed in this NOD.
7. No Repeat Violations: Neither the specific violation of Section 313, 42 U.S.C. §11023, as addressed in this NOD, nor a similar violation has occurred within the past three (3) years at the Facilities. Additionally, such violations have not occurred within the past five (5) years as part of a pattern at multiple facilities owned or operated by Hanson Pipe.
8. -- Other Violations Excluded: The disclosed violations did not result in actual serious harm and did not present a risk of imminent and substantial endangerment to human health or the environment, nor did the disclosed violations violate the specific terms of any judicial or administrative order or consent agreement.

9. Cooperation: Hanson Pipe has cooperated with EPA and has provided such information as necessary and requested by EPA to determine the applicability of the Self-Disclosure Policy.

### **III. EPA's DETERMINATION**

Pursuant to the Self-Disclosure Policy, and based upon the information provided by Hanson Pipe in its undated letters and subsequent information submitted to EPA on September 15, 2004 and October 12, 2004, EPA makes the following determination concerning the disclosures identified above:

- A. Under Section 313 of EPCRA, certain businesses are required to submit reports each year on the amounts of toxic chemicals their facilities release into the environment, either routinely or as a result of accidents. The purpose of this reporting requirement is to inform government officials and the public about releases of toxic chemicals. Section 313 requires facilities to report releases to air, water, and land. These reports must be sent to the EPA and to designated state agencies and are due by July 1 each year. Pursuant to Section 313(a) of EPCRA, 42 U.S.C. §11023(a), Hanson Pipe was required to complete and submit TRI Form R reports for each of the toxic chemicals listed in 40 C.F.R. §372.65 which it manufactured, processed or used in excess of the threshold quantity established under Section 313(f) of EPCRA, 42 U.S.C. §11023(f), to EPA and the State.
- B. Hanson Pipe violated Section 313 of EPCRA by failing to submit the required TRI Form R reports to EPA and the Commonwealth of Virginia and State of Maryland for the



Facilities for lead for the reporting years 2001 and 2002.

C. EPCRA Section 325(c)(1), 42 U.S.C. §11045(c)(1), provides that, for violations of 313 of EPCRA, 42 U.S.C. §11023, EPA may assess a penalty not to exceed \$25,000.00 per violation. Pursuant to the Debt Collection Improvement Act of 1996 ("DCIA") and the subsequent Civil Monetary Penalty Inflation Adjustment Rule, 40 C.F.R. Part 19 ("Penalty Inflation Rule"), violations of Section 313 of EPCRA which occur between January 30, 1997 and March 15, 2004, are subject to a new statutory maximum penalty of \$27,500.00 per violation. Each day a violation of Section 313 continues constitutes a separate violation.

D. In calculating the civil penalty to be assessed for a violation of EPCRA Section 313, EPA considers the statutory factors set forth in EPCRA Section 325(b)(1)(C) with specific reference to EPA's *Enforcement Response Policy for Section 313 of EPCRA* ("ERP"), dated August 10, 1992. This policy provides a rational, consistent and equitable calculation methodology for applying to particular cases the statutory penalty factors enumerated above.

Based upon the information provided by Hanson Pipe and EPA's consideration of the facts of this case and the ERP, EPA has determined that the total gravity-based civil penalty that would be appropriate for the aforementioned disclosure by Hanson Pipe as described above would be \$150,700.

E. Based upon information provided by Hanson Pipe, EPA has determined that Hanson Pipe has met all of the conditions of the Self-Disclosure Policy and qualifies for a 100% reduction in the gravity-based component of the civil penalty for the disclosed violations.

No significant economic benefit of non-compliance has accrued to Hanson Pipe concerning the violations described herein. Therefore, EPA will not assess a gravity-based civil penalty against Hanson Pipe for the aforementioned violations, nor will the Agency assess a penalty concerning any economic benefit of non-compliance which has accrued to Hanson Pipe.

#### **IV. RESERVATION OF RIGHTS**

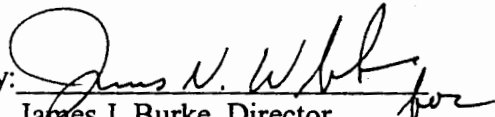
- A. This NOD resolves only the potential claims for civil penalties pursuant to EPCRA for the violations alleged herein. Nothing in this NOD is intended to be nor shall be construed to operate in any way to resolve criminal liability, if any, of Hanson Pipe. EPA reserves the right to require compliance, corrective action, and/or other remedial measures in connection with any violations, including those alleged herein, of EPCRA or any other environmental law.
- B. This NOD shall not relieve Hanson Pipe of its obligation to comply with all applicable provisions of federal, state, and local law, nor shall it be construed to be a ruling on, or determination of, any issues relating to any federal, state, or local permit. Nor does this NOD constitute a waiver, suspension, or modification of the requirements of EPCRA or any regulations promulgated thereunder.
- C. EPA reserves the right to undertake any action against any person, including Hanson Pipe, in response to any condition which EPA determines may present an imminent and substantial endangerment to the public health, welfare or the environment.
- D. EPA reserves the right to revoke this NOD and, thereby, render such Notice of

Determination null and void if and to the extent that any information or certification provided by Hanson Pipe, upon which any civil penalty mitigation granted herein for such violation was based, was materially false or inaccurate at the time such information or certification was provided to EPA. In such event, EPA reserves the right to assess and collect any and all civil penalties for any violation described herein. Such revocation shall be in writing and shall become effective upon receipt by Hanson Pipe.

In issuing this Notice of Determination, EPA seeks to promote self-auditing by Hanson Pipe, and expects Hanson Pipe to be in full compliance with regulatory requirements and to continue the internal procedures necessary to prevent recurrences of violations of environmental requirements.

**Under the Authority of the  
U.S. Environmental Protection Agency, Region III**

Date: December 29, 2004

By:   
James J. Burke, Director  
Waste and Chemicals  
Management Division

### ATTACHMENT 1

These facilities are owned by Hanson Pipe:

NAME OF FACILITY	ADDRESS
Hanson Richmond	2900 Terminal Avenue Richmond, VA 23234
Hanson Hanover Pipe	12063 Washington Highway Ashland, VA 23005
Hanson Salem	2000 Salem Industrial Drive Salem, VA 24153
Hanson Roanoke	2725 Roanoke Avenue, S.W. Roanoke, VA 24015
Hanson Petersburg Block	3601 Puddledock Road Prince George, VA 23875
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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION III  
1650 Arch Street  
Philadelphia, Pennsylvania 19103-2029

JUL 28 2004

Ms. Patricia Walton,  
Safety and Environmental Manager  
Hanson Pipe and Products, Inc.  
2900 Terminal Avenue  
Richmond, VA 23234

Re: Disclosure of TRI Reporting Requirements violations pursuant to Section 313 of the  
Emergency Planning and Community Right to Know Act

Dear Ms. Walton:

Thank you for your (undated) letter, received by this Office on July 26, 2004, regarding a self-disclosure for potential violations of Section 313 of the Emergency Planning and Community Right to Know Act by Hanson Pipe and Products, Inc. located in Richmond, Virginia for the years 2001 and 2002. Your letter is currently being reviewed by Region III's Waste and Chemical Management Division.

EPA will contact you in writing for any additional information needed to determine whether the disclosure meets the conditions of EPA's April 11, 2001 "Incentives for Self-Policing: Discovery, Disclosure, Correction and Prevention of Violations" ("Audit Policy"), as set forth in Section IID of that Policy.

Should you have any questions regarding the Audit Policy, please contact Karen Melvin, Chief of the Enforcement and Compliance Assistance Branch at 215-814-3275. EPA's website has additional information, and can be found at <http://es.epa.gov/compliance/incentives/index.html> or at [www.epa.gov/reg3ecej](http://www.epa.gov/reg3ecej) (Click on compliance assistance, then audits).

Sincerely,

A handwritten signature in black ink, appearing to read "Samantha Phillips Fairchild".

Samantha Phillips Fairchild, Director  
Office of Enforcement, Compliance and  
Environmental Justice

cc: A. Dickens

